

COUNSEL LISTED ON FOLLOWING PAGE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

K. OLIVER,  
  
Plaintiff/Appellant,  
  
vs.  
  
MICROSOFT CORPORATION AND  
DOES 1-25, INCLUSIVE,  
  
Defendants/Appellees.

Case No.: CV 12-0943 RS

**STIPULATION RE: SATISFACTION OF AWARD  
OF COSTS AND ~~PROPOSED~~ ORDER**

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**Attorneys for Plaintiff**  
**K. OLIVER**

1 Pursuant to Federal Rule of Civil Procedure Rule 60, Plaintiff K. Oliver and  
2 Defendant Microsoft Corporation, through their designated counsel, hereby stipulate as follows:

3 WHEREAS the Court granted Microsoft Corporation's Motion for Summary  
4 Judgment on August 5, 2013, and judgment was entered the same day.

5 WHEREAS Defendant filed its Bill of Costs on August 19, 2013.

6 WHEREAS the Clerk's Order Taxing Costs was entered on September 6, 2013.

7 WHEREAS Plaintiff filed a Motion to Review the Clerk's Order Taxing Costs on  
8 September 13, 2013.

9 WHEREAS the Court took under consideration Plaintiff's Motion to Review the  
10 Clerk's Order Taxing Costs without oral argument and, to date, has not issued a ruling on  
11 Plaintiff's Motion to Review the Clerk's Order Taxing Costs.

12 WHEREAS the Parties agree that Plaintiff has fully and finally satisfied the award of  
13 costs issued in Defendant's favor by the Clerk of the Court on September 6, 2013.

14 NOW THEREFORE, IT IS AGREED AS FOLLOWS:

- 15 1. Plaintiff's Motion to Review the Clerk's Order Taxing Costs is withdrawn; and  
16 2. Plaintiff has fully and finally satisfied the award of costs issued by the Clerk of the  
17 Court in this matter.

18 Dated: December 18, 2013

19 LYNNE C. HERMLE  
20 JESSICA R. PERRY  
21 KRISTEN M. JACOBY  
22 ORRICK, HERRINGTON & SUTCLIFFE LLP

23       /s/ Lynne C. Hermle        
24 Lynne C. Hermle  
25 Attorneys for Defendant Microsoft Corporation

26 Dated: December 18, 2013

27 KATHLEEN M. LUCAS  
28 SHAWNA B. CASEBIER  
THE LUCAS LAW FIRM

      /s/ Kathleen M. Lucas        
Kathleen M. Lucas  
Attorneys for Plaintiff K. Oliver

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED:

1. Plaintiff's Motion to Review the Clerk's Order Taxing Costs is withdrawn; and
2. Plaintiff has fully and finally satisfied the award of costs issued by the Clerk of the Court in this matter.

Dated: 12/19/13



The Honorable Richard Seeborg  
United States District Court Judge